IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.8805 OF 2004

Shri Ashok @ Vilas Narayan
Bandwalkar & Anr. .. Petitioners

Vs

Shankar Atmaram Bandwalkar, .. Respondent

Mr. G.J.Sabnis, for the petitioners.

CORAM : D.B.BHOSALE,J.

DATE : 6th December, 2004.

PC:

1. Heard the learned counsel for the petitioners.

2. This petition is directed against the concurrent findings recorded by the courts below in the application filed by the respondent-plaintiff seeking injunction restraining the petitioners-defendants from disturbing his possession over the suit land. There is a categoric finding recorded by the courts below that the respondent-plaintiff is in possession of the suit land. Keeping that in view and Considering that there are concurrent findings recorded by both the Courts below and as I find that there is sufficient material on record to sustain those findings and considering the extremely limited jurisdiction of this Court under Article 227 of the Constitution of India to disturb the findings of fact, the present writ petition cannot be

entertained. Hence, it is dismissed.

3. Hearing of the suit is expedited.

(D.B.BHOSALE, J.)